

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 18, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding Change of Name and Change of Ownership for a Beer/Wine/Cooler On-Sale License, From: Fish Taco Pacifico, dba Rubio's Baja Grill, Victor R. Silva, Dir, Pres, Secy, Treas, 50% and Christopher C. Micheals, Dir, 50%, To: Rubio's Restaurants of Nevada, Inc., dba Rubio's Fresh Mexican Grill, 1910 Village Center Circle, Suite 9, John C. Fuller, Dir, Pres, Secy, Treas, Rubio's Restaurant, Inc., PTC, 100% - Ward 2 (Wolfson)

Fiscal Impact

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No Impact

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Augmentation Required

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Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Change of Name and Change of Ownership for a Beer/Wine/Cooler On-Sale License.

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

Map

Motion made by STEVE WOLFSON to Approve a temporary license subject to a six-month review

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

TOM AMICK, Attorney, Kummer Kaempfer Bonner Renshaw and Ferrario, appeared representing Rubio's Restaurant on Items 67, 68 and 69, which were heard together.

JIM DiFIORE, Manager of Business Services, indicated that normally an application for name change and change of ownership would be considered under the Consent Agenda. However, since Items 67, 68 and 69 involve three different locations, he opted to schedule them for discussion in order to bring up concerns the City has had with the previous owner of the three

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establishments. Although staff worked diligently with previous management regarding the lack of supervision on the sale of alcohol, the lack of an employee list for each location and the lack of a key employee for suitability for each location, these concerns led to several warning notices of violation and a recent citation to the previous regional manager. He recommended the Council issue a temporary license for each application.

ATTORNEY AMICK indicated that his client will be taking back the three franchises and replacing the entire management for the three locations to ensure that no more problems occur. New key employees/general managers are being hired that are being processed immediately and undergoing suitability. He requested approval as recommended. MR. DiFIORE reiterated his recommendation of a temporary license, with a six-month review, for Items 67, 68 and 69.

